

REMARKS

At the time of the Office Action dated September 30, 2004, claims 1-4 were pending, all of which stand rejected.

In this Amendment, claims 1 and 4 have been amended to include the limitation “providing an array of substrates including a plurality of individual substrates separated from each other, and being interconnected only by one or more segments.” Adequate descriptive support for this amendment can be found in, for example, Fig. 1A and relevant description of the specification. Care has been exercised to avoid the introduction of new matter.

Applicant acknowledges, with appreciation, Examiner Kim’s courtesy and professionalism in conducting a telephonic interview on October 25, 2004, during which the present Amendment was discussed. It is Applicant’s understanding that the present Amendment would distinguish the claimed invention from Lee et al., discussed below.

Claims 1-4 have been rejected under 35 U.S.C. §102(e) as being anticipated by Lee et al.

In the statement of the rejection, the Examiner asserted that Lee et al. discloses a memory card and its manufacturing method identically corresponding to what is claimed.

It is established that the factual determination of lack of novelty under 35 U.S.C. §102 requires the identical disclosure in a single reference of each element of the claimed invention, such that the identically claimed invention is placed into the possession of one having ordinary skill in the art. *Helifix Ltd. v. Blok-Lok, Ltd.*, 208 F. 3d 1339, 54 USPQ2d 1299 (Fed. Cir. 2000); *Electro Medical Systems S.A. v. Cooper Life Sciences, Inc.*, 34 F.3d 1048, 32 USPQ2d 1017 (Fed. Cir. 1994).

Based on the above legal tenet, Applicant submits that Lee et al. does not disclose a method of manufacturing a mini-card and a mini-card specifically including the limitation “providing an array of substrates including a plurality of individual substrates separated from each other, and being interconnected only by one or more segments,” recited in claims 1 and 4, as amended (emphasis added).

According to the Examiner, Lee et al. (for example, in Fig. 10) discloses “an array of substrates including a plurality of individual substrates connected together by one or more segments.” However, it is apparent that the reference does not disclose an array substrate includes a plurality of individual substrates separated from each other, and being interconnected only by one or more segments.

Accordingly, Lee et al. does not disclose a method of manufacturing a mini-card and a mini-card including all the limitations recited in claims 1 and 4 within the meaning of 35 U.S.C. §102. See *Helifix Ltd.*, 208 F. 3d 1339; *Electro Medical Systems S.A.*, 34 F.3d 1048.

It is also noted that a dependent claim is not anticipated if the independent claim upon which it depends is allowable because all the limitations of the independent claim are contained in the dependent claim. Therefore, claims 2 and 3 are patentable because they respectively include all the limitations of independent claim 1.

Applicant, therefore, respectfully solicits withdrawal of the rejection of claims 1-4 and favorable consideration thereof.

Conclusion.

Accordingly, it is urged that the application is in condition for allowance, an indication of which is respectfully solicited. If there are any outstanding issues that might be resolved by an

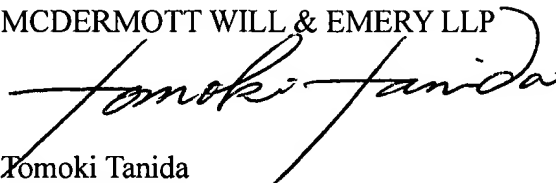
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interview or an Examiner's amendment, Examiner is requested to call Applicant's attorney at the telephone number shown below.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP

A handwritten signature in black ink, appearing to read "Tomoki Tanida", written over the printed name.

Tomoki Tanida

Recognition under 37 C.F.R. 10.9(b)

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